

HOUSE BILL 660
By Briley

AN ACT to amend Tennessee Code Annotated, Title 45,
Chapter 13, Part 1, relative to mortgage lending.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 45-13-102(12), is amended by deleting the language “processes,” and “process,” from the subsection.

SECTION 2. Tennessee Code Annotated, Title 45, Chapter 13, Part 1, is amended by adding the following as a new section thereto:

45-13-129.

(a) Any registrant in good standing under § 45-13-103(a) who has greater than 100 W-2 employees providing services as a mortgage loan originator pursuant to § 45-13-102(13), shall be permitted to register such mortgage loan originators in the following manner as an alternative to complying with the requirements of §§ 45-13-126, 45-13-127 and 45-13-128.

(1) On a quarterly basis, the registrant shall submit to the commissioner a registration report containing the following information for each current mortgage loan originator:

(A) The name of the registrant for who the loan originator will provide services as a mortgage loan originator;

(B) The mortgage originator’s name, birth date, social security number, and address;

(C) The location where the mortgage loan originator shall engage in mortgage business activities;

(D) A list of registered mortgage loan originators who no longer are no longer employed by the registrant since the previous report; and

(E) A list of any registered individuals who, to the registrant's knowledge, have been convicted of any types of felonies that the commissioner identifies and publishes from time to time.

(2) The registrant shall certify at the time of its initial registration report that all new employees whose names appear on a registration report shall have received a minimum of four (4) weeks of new employee training specifically including sessions(s) on mortgage loan fraud and code of conduct/ethics issues.

(b) Registrants who register mortgage loan officers pursuant to this section shall:

(1) Submit their initial registration report along with a flat fee of ten thousand dollars (\$10,000) which shall constitute the registration fee for the first year of registration or part thereof; and

(2) Provide a surety bond equal to one hundred thousand dollars (\$100,000).

SECTION 3. This act shall take effect July 1, 2005, the public welfare requiring it.